

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

D.A.N. JOINT VENTURE III, L.P.,)	
as Assignee of Bankruptcy Trustee)	
Richard M. Fogel, the Chapter 7 Trustee)	
for the Bankruptcy Estate of Debtor)	
Nicholas S. Gouletas,)	
)	
Plaintiff,)	
)	
vs.)	No. 1:18-cv-00349
)	
DOROTHEA TOURIS, et al.,)	
)	
Defendants.)	

RULE 26(f) INITIAL STATUS REPORT

In accordance with the Court's June 1, 2017 Standing Order requiring Rule 26(f) Initial Status Report, the undersigned parties respond as follows:

- A. The attorneys of record are as listed on the attached Service List.
- B. Plaintiff asserts federal jurisdiction is based on 28 U.S.C. §1334 and diversity jurisdiction under 28 U.S.C. §1332.
- C. The nature of the claims is fairly summarized in this Court's Memorandum Opinions dated March 19, 2019 (D.N. 115) and March 20, 2019 (D.N. 116).
- D. All Defendants as set forth in the Second Amended Complaint (D.N. 120) have been served.
- E. The principal legal issues are fairly summarized in this Court's Memorandum Opinions dated March 19, 2019 (D.N. 115) and March 20, 2019 (D.N. 116).
- F. Most of the principal factual issues are fairly summarized in this Court's Memorandum Opinions dated March 19, 2019 (D.N. 115) and March 20, 2019 (D.N. 116). The

claim against Adler, however, was not addressed in previous motion practice or the resulting opinions. The principal legal issue with respect to the claim against Adler is whether a judgment debtor's (Gouletas) payment to one judgment creditor (Adler) over other judgment creditors can be considered a fraudulent transfer.

G. A jury trial has been requested.

H. Plaintiff and Defendants Adler, Touris, Beermann Pritikin, Warady & Davis, and Spanos have submitted their Mandatory Initial Disclosure Responses as required by the Mandatory Initial Discovery Pilot Project Standing Order. The remaining Defendants shall file their Mandatory Initial Discovery Responses in compliance with the above Standing Order by May 21, 2019.

I. The suggested cut-off date for fact discovery is nine months from the date of this Report. Defendant Adler, however, does not believe nine additional months of fact discovery are required to address the claim against him.

J. The earliest date that the parties would be ready for trial is fifteen months from the date of this Report. The expected length of the trial is two weeks.

K. The parties do not consent to proceed before a Magistrate Judge.

L. Plaintiff and some of the Defendants have had some preliminary settlement discussions.

M. The parties do not request a settlement conference until after more discovery has been conducted, including depositions.

Dated: May __, 2019

Respectfully submitted,

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